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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/820,594

03/29/2001

Joseph Meehan

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07/01/2004

PHILIPS INTELLECTUAL PROPERTY & STANDARDS

P.O. BOX 3001

BRIARCLIFF MANOR, NY 10510

EXAMINER

WANG, TED M

ART UNIT

PAPER NUMBER

2634

7

DATE MAILED: 07/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/820,594

Applicant(s)

MEEHAN ET AL

Examiner

Ted M Wang

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 29 March 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-20 is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☒ Claim(s) 21 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 07/02/2001 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-21 are pending in the application.

Drawings

2. The drawings are objected to because

- Fig.2 element "2" in Channel 1 should be changed to "2A", and
- Fig.2 element "2" in Channel 2 should be changed to "2B".

A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

3. The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, *the "digital combiner circuit comprising at least two first buffer memories, at least two second buffer memories" as cited from claim 1 must be shown in Fig.2 or the feature(s) canceled from the claim(s). No new matter should be entered.*

- *"digital combiner circuit comprising at least two first buffer memories, at least two second buffer memories" as cited from claim 1 is copied from page 3 lines 18-19, SUMMARY OF THE INVENTION, and meets the equation stated in page 13 lines 1-2, "For example, for n receiver chains there will need to be $(n-1)$ FIFOs and $(n-1)$ RAMs for $n > 2$." as recited. According to above description for $n=3$ there should be two first buffer memories and two second buffer memories in the apparatus.*

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In drawing Fig.2 there are three receivers (n=3, two first receivers 15A-15B and one second receiver 15C) but only indicates two buffer memories (one first buffer memory 35 and one second buffer memory 40). Clearly, the drawing Fig.2 does not show above feature of the invention in the claims 1-12.

Corrected drawing sheets are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Specification

4. The disclosure is objected to because of the following informalities:
 - Page 12 line 11, "3db" should be changed to "3dB".

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Appropriate correction is required.

Claim Objections

5. Claim 21 is objected to because of the following informalities:
- "having at least first second and antennae, comprising ..." should be changed to "having at least first and second antennae, comprising ...".

Appropriate correction is required.

Allowable Subject Matter

6. Claims 1-20 are allowed.
7. Claim 21 is objected but it would be allowable if correction has been taken set forth in this office action.

Examiner's Statement of Reasons for Allowance

8. The following is an examiner's statement of reasons for allowance.
- The prior art fails to teach apparatus and methods of Claim 1, 13, and 19 that specifically comprises the following:
 - digital combiner circuit comprising at least two first buffer memories, at least two second buffer memories as recited; and
 - a single second receiver chip for receiving combined output signal of digital combiner circuit, and comprising a front-end section, equalizer and a back-end section as recited.

Yim (US6,680,754) and Strolle et al. (US6,560,299) both disclose an apparatus with two antennae, two receivers, with two buffer memories and

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Crookahanks (US4,719,619) discloses a digital combiner with memory, but none of them teach above features.

Conclusion

9. Reference US6,680,754, US6,560,299, US5,933,466, and US4,719,619 are cited because they are put pertinent to the diversity receiver (antenna) with digital combiner. However, none of references teach detailed connection as recited in claim.

This application is in condition for allowance except for the following formal matters:

The drawing and specification are objected by the examiner.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ted M Wang whose telephone number is (703) 305-0373. The examiner can normally be reached on 8:30 a.m. - 5:00 p.m..


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Steven Chin can be reached on (703) 305-4714. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 306-0377.

Ted M Wang
Examiner
Art Unit 2634

Ted M. Wang



STEPHEN CHIN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800